

Remarks

Claims 33, 35, 36, 42, 43, 47 and 48 are pending and are under consideration.

No claims are allowed.

Claims 33, 35, 36, 42, 43, 47 and 48 are rejected under 35 USC 103(a) as being unpatentable over Hoffmann, et al., U.S. Pat. No. 5,643,985 in view of Yoshihara, U.S. Pat. No. 5,242,689.

Applicants respectfully rebut these rejections.

The present claims are aimed at a method of preventing photooxidation and autooxidation processes in body-care products, for example skin powders, skin protection ointments, shampoos, etc. The method comprises incorporating into the body-care products one or more certain phenolic antioxidants.

Hoffmann is cited as teaching the stabilization of plastic materials by the addition of phenolic antioxidants. The phenolic antioxidants of Hoffmann have some overlap with those of the present claims. Hoffmann teaches the stabilization of recycled plastic materials (Abstract). The recycled materials are thermoplastics such as polyolefins or styrene polymers (col. 1, lines 23-24).

Yoshihara is cited as teaching cosmetic compositions comprising powdery substances such as polyethylene, polypropylene, etc., col. 2, lines 37-45. The compositions of Yoshihara may further comprise antioxidants, col. 3, lines 42-48.

Thus, the Examiner asserts that it would have been obvious to employ the antioxidant phenolic compounds of Hoffmann to stabilize the cosmetic compositions of Yoshihara.

Applicants submit that this constitutes hindsight analysis. Hoffmann and Yoshihara are aimed at disparate arts and are not properly combined. Hoffmann is aimed at plastics and Yoshihara is aimed at cosmetics.

In view of these comments, Applicants submit that these 35 USC 103(a) rejections are addressed and are overcome.

Claims 33, 35, 47 and 48 are rejected under 35 USC 103(a) as being unpatentable over Severns, et al., U.S. Pat. No. 5,723,435 in view of Andaray, et al., U.S. Pat. No. 5,719,129.

Applicants respectfully rebut these rejections.

Severns is cited as teaching the stabilization of fabric care compositions with antioxidants. The antioxidants have some overlap with the present phenolic antioxidants, col. 2, line 50 through col. 4, line 18.

Andary is cited as teaching the use of antioxidants in cosmetics (Abstract).

Severns also discloses the use of sunscreens and Andary discusses the filtering of UV radiation.

The Examiner asserts that it would have been obvious to employ the phenolic antioxidants of Severns in cosmetic compositions of Andary.

Again, Applicants submit that this to combine these two references is hindsight analysis. Severns and Andary are aimed at disparate arts and are not properly combined. Severns is aimed fabric care compositions and Andary is aimed at cosmetics or pharmaceuticals.

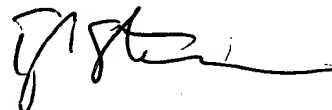
Applicants submit that these 35 USC 103(a) rejections are addressed and are overcome.

In view of the present comments, Applicants submit that each of the claim rejections are addressed and are overcome.

The Examiner is kindly requested to reconsider and to withdraw the present rejections.

Applicants submit that the present claims are in condition for allowance and respectfully request that they be found allowable.

Respectfully submitted,



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